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December 11, 2007

Ms. Beth O'Donnell
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
Frankfort, Kentucky 40601

RECEIVED
DEC 12 2007
PUBLIC SERVICE
COMMISSION

Re: **REPLY OF CAC AND KACA TO RESPONSES TO
MOTION FOR HEARING AND RESPONSE TO MOTION
OF ATTORNEY GENERAL TO HOLD IN ABEYANCE**
Public Service Commission, Case No. 2007-00319

Dear Ms. O'Donnell:

At the request of Joe Childers, I am enclosing an original and ten copies of the above-captioned pleading. Also enclosed is an extra copy to "date-stamp" and return to me for our file. A postage-paid envelope is enclosed for that purpose.

Thank you for your assistance. Please call me at (859) 259-1900, ext. 33 if you have questions regarding the enclosed.

Sincerely,



Patricia Pruitt
Secretary to Joe F. Childers, Esq.

Enclosures

tmp/letters/CAC/ltr Beth O'Donnell 12-11-07

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE JOINT APPLICATION OF LOUISVILLE)
GAS AND ELECTRIC COMPANY AND)
KENTUCKY UTILITIES COMPANY DEMAND-)
SIDE MANAGEMENT FOR THE REVIEW,)
MODIFICATION, AND CONTINUATION OF)
ENERGY EFFICIENT PROGRAMS AND DSM)
COST RECOVERY MECHANISMS)
BROWNFIELD DEVELOPMENT RIDER)

CASE NO. 2007-00319

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PUBLIC SERVICE
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**REPLY OF CAC AND KACA TO RESPONSES TO
MOTION FOR HEARING AND RESPONSE TO MOTION OF
ATTORNEY GENERAL TO HOLD IN ABEYANCE**

Come now the Community Action Council for Lexington-Fayette, Bourbon, Harrison and Nicholas Counties, Inc. (CAC), and Kentucky Association for Community Action, Inc. (KACA), by counsel, and for their reply to the responses of the companies and the Attorney General to the Motion for a Hearing state as follows:

The motion for a hearing was timely filed by virtue of having been placed in the Commission's after hours drop box on Friday, November 30, 2007. Undersigned counsel attests to the fact that ten copies of the motion were placed in the drop box on the due date. This matter is akin to the procedure adopted by the Kentucky Court of Appeals, which also established a drop box for filing pleadings after the close of business, which pleadings are then deemed timely filed as of the date of placing them in the drop box. Furthermore, the United States District Courts have now gone entirely to electronic filing, and pleadings filed before midnight on the due date are deemed to be timely filed. The Commission itself, in several cases in which the

electronic filing procedures have been utilized, accepts electronically filed pleadings after the close of business which are then deemed to be timely filed. CAC and KACA have substantially complied with the Commission's filing requirements and their Motion for Hearing should be deemed timely filed.

In response to the Companies' Joint Responsive Comments to the Intervenors' Comments, CAC and KACA state that they agree with the bullet points presented at page 28 of the Companies' Responsive Comments. These conditions should be made part of the Commission's approval of the program.

For their response to the request of the Attorney General that this matter be held in abeyance until the Commission decides the matter in Case No. 2007-00477, CAC and KACA state that they agree with the Companies' response that this matter should not be held in abeyance and that customers will lose the benefit of many savings if the case is so held in abeyance.

Finally, CAC and KACA take no position on the request of the Attorney General that the scope of the hearing be expanded to include all issues, not just the low-income weatherization component of the program.

For all of the foregoing reasons, CAC and KACA respectfully request that their motion for a hearing be granted.



JOE F. CHILDERS

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**ATTORNEY FOR COMMUNITY
ACTION COUNCIL FOR
LEXINGTON-FAYETTE, BOURBON,
HARRISON AND NICHOLAS
COUNTIES, INC. AND KENTUCKY
ASSOCIATION FOR COMMUNITY
ACTION, INC.**

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing document has been served on the following persons by United States mail:

Allyson K. Sturgeon, Esq.
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Louisville, Kentucky 40202

Kent W. Blake
Vice President State Regulation and Rates
E.ON U.S. Services, Inc.
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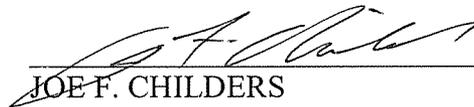
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and on the following persons by United States mail and facsimile transmission:

Kendrick R. Riggs, Esq. (Fax: (502) 627-8722)
W. Duncan Crosby III, Esq. (Fax: (502) 627-8754)
Stoll Keenon Ogden PLLC
2000 PNC Plaza
500 West Jefferson Street
Louisville, Kentucky 40202

on this the 11th day of December, 2007.



JOE F. CHILDERS